

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Peter EUTENEUER et al.

Title: TUBE FOR A MICROSCOPE

Appl. No.: Unassigned

Filing Date: 08/11/2006

International PCT/EP2005/050288

Appl. No.:

International 01/24/2005

Filing Date:

Examiner: Unassigned

Art Unit: Unassigned

INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR §1.56

Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Submitted herewith on Form PTO/SB/08 is a listing of documents known to Applicants in order to comply with Applicants' duty of disclosure pursuant to 37 CFR §1.56.

A copy of each non-U.S. patent document and each non-patent document is being submitted to comply with the provisions of 37 CFR §1.97 and §1.98.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

10/589279

Atty. Dkt. No. 016790-0508

IAP11 Rec'd PCT/PTO 11 AUG 2006

TIMING OF THE DISCLOSURE

The listed documents are being submitted in compliance with 37 CFR §1.97(b), within three (3) months of the date of entry of the national stage as set forth in 37 CFR §1.491.

RELEVANCE OF EACH DOCUMENT

Documents A4, A5, A9, and A10 listed on the attached PTO/SB/08 were cited in the International Search Report in Applicants' International Application PCT/EP2005/050288. A copy of the International Search Report is attached setting forth the portion of each reference considered relevant by the examiner.

The relevance of the non-English language documents A6, A7, and A8 is described in the present specification. Unless otherwise indicated, no English translation is readily available (not considering machine-generated translations that may be freely available online, to both the Applicant and the PTO) for each of the non-English language documents. However, a commercially available English language abstract is provided herewith, where indicated on the attached Form PTO/SB/08. Inasmuch as Applicants have endeavored to provide at least one item that complies with the requirement for a "concise explanation of relevance" for each of the non-English language documents, each of these documents has been submitted in compliance with the PTO requirements and should be considered by the Examiner (37 CFR §1.97, §1.98 and MPEP §609).

Documents A1 and A6 belong to the same "patent family," whereby the English language document may assist the PTO in understanding the content of the non-English language document.

Documents A2 and A7 belong to the same "patent family," whereby the English language document may assist the PTO in understanding the content of the non-English language document.

Documents A3 and A8 belong to the same "patent family," whereby the English language document may assist the PTO in understanding the content of the non-English language document.

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Documents A4 and A10 belong to the same "patent family," whereby the English language document may assist the PTO in understanding the content of the non-English language document.

Applicants respectfully request that each listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08 be returned in accordance with MPEP §609.

Although Applicant believes that no fee is required for this Request, the Commissioner is hereby authorized to charge any additional fees which may be required for this Request to Deposit Account No. 19-0741.

Respectfully submitted,

By _____


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Approved by [Signature]

MODIFIED PTO/SB/08 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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| <p>Substitute for form 1449B/PTO</p> <p>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</p> <p>Date Submitted: August 11, 2006</p> <p>(use as many sheets as necessary)</p> | | | | <p>Complete if Known</p> | |
| Sheet | 1 | of | 1 | Application Number | Unassigned |
| | | | | Filing Date | 08/11/2006 |
| | | | | First Named Inventor | Peter EUTENEUER |
| | | | | Group Art Unit | Unassigned |
| | | | | Examiner Name | Unassigned |
| | | | | Attorney Docket Number | 016790-0508 |

U.S. PATENT DOCUMENTS

| Examiner Initials* | Cite No. ¹ | U.S. Patent Document | | Name of Patentee or Applicant of Cited Document | Date of Publication of Cited Document MM-DD-YYYY | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear |
|--------------------|-----------------------|----------------------|-----------------------------------|---|---|--|
| | | Number | Kind Code ² (if known) | | | |
| A1 | 2004/0141231 | A1 | | HUND ET AL. | 07-22-2004 | |
| A2 | 2004/0190128 | A1 | | HUND ET AL. | 09-30-2004 | |
| A3 | 4,691,997 | A | | MUCHEL | 09-08-1987 | |
| A4 | 5,657,158 | A | | BAUMANN ET AL. | 08-12-1997 | |
| A5 | 2001/0030801 | A1 | | KAWASAKI | 10-18-2001 | |
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UNPUBLISHED U.S. PATENT APPLICATION DOCUMENTS

| CITE DESIGNED CITATION AND APPLICATION DOCUMENTS | | | | | | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear | |
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| Examiner Initials* | Cite No. ¹ | U.S. Patent Application Document | | Name of Patentee or Applicant of Cited Document | Filing Date of Cited Document MM-DD-YYYY | | |
| | | Serial Number | Kind Code ² (if known) | | | | |
| | | | | | | | |

FOREIGN PATENT DOCUMENTS

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|-----------------------|--|--------------------|--|
| Examiner Signature | | Date Considered | |
|-----------------------|--|--------------------|--|

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ²See attached Kinds of U.S. Patent Documents. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document.

⁵Standard ST.15. For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁶Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments or amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.